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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-0363 SBA
)	
Plaintiff,)	STIPULATION AND ORDER TO
)	RELEASE PRESENTENCE REPORT TO
v.)	THE PARTIES
)	
WAYNE CARTER,)	
)	
Defendant.)	

INTRODUCTION

Wayne Carter (Defendant) has filed a new motion for early termination of his supervised release. Because his conviction took place in the Middle District of Tennessee, attorneys for the United States and Defendant in this district do not have copies of the Presentence Report. The policy of the United States Probation Office in this district is to only release copies of Presentence Reports pursuant to Court orders. Usually, the magistrate judges order release of Presentence Reports when a defendant makes an initial appearance on a petition to revoke Supervised Release. However, there has not been a petition to revoke in this case, so no judge has ordered the release of the Presentence Report. The assigned United States Probation Officer has a copy of the report, which he is willing to provide, once the Court orders it. In light of this

1 information, the parties hereby request and stipulate that the Presentence Report should be
2 released to assist in the determination of the motion for early termination.

3 DATED: March 29, 2013

Respectfully submitted,

4 MELINDA HAAG
United States Attorney

5 /s/ Christina McCall
6 CHRISTINA McCALL
Assistant United States Attorney

7 /s/ Ned Smock
8 NED SMOCK
Attorney for Wayne Carter

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11 **ORDER**

12 Based on the reason provided in the stipulation of the parties above, the Court
13 hereby ORDERS THAT the United States Probation Office provide a copy of
14 Defendant's Presentence Report to attorneys for the United States and for Mr. Carter.

15
16 **IT IS SO ORDERED.**

17 DATED: 3/28/13

18 
SAUNDRA BROWN ARMSTRONG
United States District Judge